

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

JOSEPH HENRY, #07912

PLAINTIFF

VERSUS

CIVIL ACTION NO. 1:10cv245-HSO-JMR

HANCOCK COUNTY, MS OFFICIAL, et al.

DEFENDANTS

FINAL JUDGMENT

This cause is before the Court, *sua sponte*, for consideration of dismissal.

Pursuant to the Memorandum Opinion and Order issued this date and incorporated herein by reference,

IT IS, HEREBY, ORDERED AND ADJUDGED that Plaintiff's habeas claims are dismissed without prejudice and his claims against Defendants Judge Terry; John Doe, District Attorney; Richard Joel Smith, Assistant District Attorney; and Bay St. Louis Police Department; are hereby dismissed with prejudice. Plaintiff's claim that he was falsely imprisoned from 1991 to 1995 is dismissed with prejudice as frivolous pursuant to 28 U.S.C. § 1915 (e)(2)(B)(i), and will therefore count as a "Strike" pursuant to 28 U.S.C. § 1915(g).

SO ORDERED AND ADJUDGED, this the 2nd day of March, 2011.

s/ Halil Suleyman Ozerden

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE